

Exhibit 3

POLLOCK | COHEN LLP
60 BROAD STREET, 24TH FLOOR
NEW YORK, NEW YORK 10004
(212) 337-5361

CONTACT:
Adam Pollock
Adam@PollockCohen.com
(646) 290-7251

November 22, 2019

VIA NYSCEF

Susanna Molina Rojas, Esq.
Clerk of the Court
Appellate Division, First Department
27 Madison Ave.
New York, NY 10010

**LETTER APPLICATION REQUESTING EXTENSION
OF TIME TO PERFECT APPEAL
AND SUGGESTION OF BANKRUPTCY**

Re: *Arie Genger et al. v. Sagi Genger et al.*, No. 2019-4438

Dear Ms. Rojas:

We represent the Michael Oldner, the Trustee of The Orly Genger 1993 Trust, who will be the Appellant in the above-captioned matter.

First, we note that Orly Genger, who was a party to the (now-dismissed) lower court action, filed a voluntary petition for bankruptcy on July 12, 2019 in the United States Bankruptcy Court for the Western District to Texas, under Case No. 19-bk-10926. Attached hereto as Exhibit A is a copy of the Suggestion of Bankruptcy filed in Supreme Court. Accordingly, we respectfully suggest that the appeal in this matter may be stayed pending her bankruptcy.

Second, should this Court decline to stay this matter, we write to respectfully request a 30-day enlargement of the time to perfect the appeal. This is Mr. Oldner's first application for the relief requested herein.

The Notice of Appeal in this matter was filed by the prior Trustee, Dalia Genger. Ms. Genger has appointed Mr. Oldner as the successor trustee. We have recently been retained to represent Mr. Oldner in his role as Trustee and, by extension, the appellant The Orly Genger 1993 Trust. We understand that Ms. Dalia Genger previously sought a 60-day enlargement of the time to perfect this appeal.

To the extent that this case is not stayed due to the bankruptcy, we will make a motion to change the caption to reflect that Mr. Oldner is the current Trustee of The Orly Genger 1993 Trust.

A copy of the Notice of Appeal and the order from which the Appeal is taken is enclosed herewith as Exhibit B.

Susanna Molina Rojas, Esq.
November 22, 2019
Page 2 of 2

Thank you for your consideration in this matter.

Respectfully submitted,

/s/ Adam Pollock

Adam Pollock

cc: All counsel (via First Class Mail)

Exhibit A

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

ARIE GENDER and ORLY GENDER, in her individual
capacity and on behalf of THE ORLY GENDER 1993 TRUST,

Plaintiffs,

- against -

SAGI GENDER, TPR INVESTMENT ASSOCIATES, INC.,
DALIA GENDER, THE SAGI GENDER 1993 TRUST,
ROCHELLE FANG, Individually and as Trustee of THE SAGI
GENDER 1993 TRUST, GLENCLOVA INVESTMENT CO.,
TR INVESTORS LLC, NEW TR EQUITY I, LLC, NEW TR
EQUITY II, LLC, JULES TRUMP, EDDIE TRUMP, MARK
HIRSCH, and TRANS-RESOURCES, INC.,

Defendants.

SAGI GENDER, individually and as assignee of THE SAGI
GENDER 1993 TRUST, and TPR INVESTMENT
ASSOCIATES, INC.,

Cross-Claimants, Counterclaimants, and
Third Party Claimants,

- against -

ARIE GENDER, ORLY GENDER, GLENCLOVA
INVESTMENT CO., TR INVESTORS, LLC, NEW TR
EQUITY I, LLC, NEW TR EQUITY II, LLC, JULES
TRUMP, EDDIE TRUMP, MARK HIRSCH, TRANS-
RESOURCES, INC., AND WILLIAM DOWD,

Cross-Claim, Counterclaim, and/or
Third Party Defendants.

Index No.: 651089/2010

**Suggestion of
Bankruptcy**

PLEASE TAKE NOTICE that, on July 12, 2019, Plaintiff Orly Genger filed a voluntary
petition for bankruptcy under Chapter 7 of Title 11 of the United States Code in the United
States Bankruptcy Court for the Western District of Texas, under Case No. 19-bk-10926.
Attached hereto as Exhibit A is a true and correct copy of the chapter 7 petition.

Dated: November 19, 2019
New York, New York

Respectfully Submitted,

POLLOCK COHEN LLP

By: /s/ Adam Pollock
Adam Pollock

60 Broad St., 24th Fl.
New York, NY 10004
(646) 290-7251
Adam@PollockCohen.com
*Attorneys for Michael Oldner, Trustee of the Orly
Genger 1993 Trust*

Exhibit A

Fill in this information to identify your case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF TEXAS

Case number (if known): _____

Chapter you are filing under:

- ☒ Chapter 7
☐ Chapter 11
☐ Chapter 12
☐ Chapter 13

☐ Check if this is an
amended filing

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

12/17

The bankruptcy forms use you and Debtor 1 to refer to a debtor filing alone. A married couple may file a bankruptcy case together--called a joint case--and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses Debtor 1 and Debtor 2 to distinguish between them. In joint cases, one of the spouses must report information as Debtor 1 and the other as Debtor 2. The same person must be Debtor 1 in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Identify Yourself**1. Your full name**

Write the name that is on your government-issued picture identification (for example, your driver's license or passport).

Bring your picture identification to your meeting with the trustee.

About Debtor 1:**Only**

First Name _____

Middle Name _____

Genger

Last Name _____

Suffix (Sr., Jr., II, III) _____

About Debtor 2 (Spouse Only in a Joint Case):

First Name _____

Middle Name _____

Last Name _____

Suffix (Sr., Jr., II, III) _____

2. All other names you have used in the last 8 years

Include your married or maiden names.

First Name _____

Middle Name _____

Last Name _____

First Name _____

Middle Name _____

Last Name _____

3. Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)

xxx - xx - 8 8 9 3

OR

9xx - xx - _____

xxx - xx - _____

OR

9xx - xx - _____

Debtor 1 Orly Genger

Case number (if known) _____

4. Any business names and Employer Identification Numbers (EIN) you have used in the last 8 years

Include trade names and doing business as names

About Debtor 1:

☒ I have not used any business names or EINs.

Business name _____

Business name _____

Business name _____

EIN _____

EIN _____

About Debtor 2 (Spouse Only in a Joint Case):

☐ I have not used any business names or EINs.

Business name _____

Business name _____

Business name _____

EIN _____

EIN _____

5. Where you live

210 Lavaca St.

Number Street

Unit 1903Austin TX 78701

City State ZIP Code

Travis

County

If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address.

Number Street _____

P.O. Box _____

City State ZIP Code _____

If Debtor 2 lives at a different address:

Number Street _____

City State ZIP Code _____

County _____

If Debtor 2's mailing address is different from yours, fill it in here. Note that the court will send any notices to you at this mailing address.

Number Street _____

P.O. Box _____

City State ZIP Code _____

6. Why you are choosing this district to file for bankruptcy

Check one:

☒ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.☐ I have another reason. Explain.
(See 28 U.S.C. § 1408.)

Check one:

☐ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.☐ I have another reason. Explain.
(See 28 U.S.C. § 1408.)**Part 2: Tell the Court About Your Bankruptcy Case**

7. The chapter of the Bankruptcy Code you are choosing to file under

Check one: (For a brief description of each, see Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)). Also, go to the top of page 1 and check the appropriate box.

☒ Chapter 7☐ Chapter 11☐ Chapter 12☐ Chapter 13

Debtor 1 Orly Genger

Case number (if known) _____

8. How will you pay the fee

- ☒ I will pay the entire fee when I file my petition. Please check with the clerk's office in your local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or check with a pre-printed address.
- ☐ I need to pay the fee in installments. If you choose this option, sign and attach the Application for Individuals to Pay The Filing Fee in Installments (Official Form 103A).
- ☐ I request that my fee be waived (You may request this option only if you are filing for Chapter 7. By law, a judge may, but is not required to, waive your fee, and may do so only if your income is less than 150% of the official poverty line that applies to your family size and you are unable to pay the fee in installments). If you choose this option, you must fill out the Application to Have the Chapter 7 Filing Fee Waived (Official Form 103B) and file it with your petition.

9. Have you filed for bankruptcy within the last 8 years?

- ☒ No
- ☐ Yes.

District _____ When _____ Case number _____
MM / DD / YYYY

District _____ When _____ Case number _____
MM / DD / YYYY

District _____ When _____ Case number _____
MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?

- ☒ No
- ☐ Yes.

Debtor _____ Relationship to you _____

District _____ When _____ Case number, _____
MM / DD / YYYY if known

Debtor _____ Relationship to you _____

District _____ When _____ Case number, _____
MM / DD / YYYY if known

11. Do you rent your residence?

- ☒ No. Go to line 12.
- ☐ Yes. Has your landlord obtained an eviction judgment against you?
- ☐ No. Go to line 12.
- ☐ Yes. Fill out Initial Statement About an Eviction Judgment Against You (Form 101A) and file it as part of this bankruptcy petition.

Debtor 1 Orly Genger

Case number (if known) _____

Part 3: Report About Any Businesses You Own as a Sole Proprietor

12. Are you a sole proprietor of any full- or part-time business?

- ☒ No. Go to Part 4.
☐ Yes. Name and location of business

A sole proprietorship is a business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.

If you have more than one sole proprietorship, use a separate sheet and attach it to this petition.

Name of business, if any _____

Number _____ Street _____

City _____

State _____

ZIP Code _____

Check the appropriate box to describe your business:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ None of the above

13. Are you filing under Chapter 11 of the Bankruptcy Code and are you a *small business debtor*?

If you are filing under Chapter 11, the court must know whether you are a small business debtor so that it can set appropriate deadlines. If you indicate that you are a small business debtor, you must attach your most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).

- ☒ No. I am not filing under Chapter 11.
☐ No. I am filing under Chapter 11, but I am NOT a small business debtor according to the definition in the Bankruptcy Code.
☐ Yes. I am filing under Chapter 11 and I am a small business debtor according to the definition in the Bankruptcy Code.

For a definition of small business debtor, see 11 U.S.C. § 101(51D).

Part 4: Report If You Own or Have Any Hazardous Property or Any Property That Needs Immediate Attention

14. Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?

- ☒ No
☐ Yes. What is the hazard?

If immediate attention is needed, why is it needed?

For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?

Where is the property?

Number _____ Street _____

City _____

State _____

ZIP Code _____

Debtor 1 **Orly Genger**

Case number (if known) _____

Part 5: Explain Your Efforts to Receive a Briefing About Credit Counseling

15. Tell the court whether you have received a briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

About Debtor 1:

You must check one:

- ☒ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

- ☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

- ☐ I am not required to receive a briefing about credit counseling because of:

☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

- ☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

- ☐ I am not required to receive a briefing about credit counseling because of:

☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

Debtor 1 Orly Genger

Case number (if known) _____

Part 6: Answer These Questions for Reporting Purposes

16. What kind of debts do you have?
- 16a. Are your debts primarily consumer debts? *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."
- ☒ No. Go to line 16b.
☐ Yes. Go to line 17.
- 16b. Are your debts primarily business debts? *Business debts* are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.
- ☐ No. Go to line 16c.
☒ Yes. Go to line 17.
- 16c. State the type of debts you owe that are not consumer or business debts.
-
17. Are you filing under Chapter 7?
- ☐ No. I am not filing under Chapter 7. Go to line 18.
- ☒ Yes. I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?
- ☒ No
☐ Yes
18. How many creditors do you estimate that you owe?
- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |
19. How much do you estimate your assets to be worth?
- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |
20. How much do you estimate your liabilities to be?
- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor 1 Orly Genger

Case number (if known) _____

Part 7: Sign Below**For you**

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11, 12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

X /s/ Orly Genger

Orly Genger, Debtor 1

Executed on 07/12/2019

MM / DD / YYYY

X

Signature of Debtor 2

Executed on _____

MM / DD / YYYY

Debtor 1 Orly Genger

Case number (if known) _____

For your attorney, if you are represented by one**If you are not represented by an attorney, you do not need to file this page.**

I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

X /s/ Eric J. Taube

Signature of Attorney for Debtor

Date 07/12/2019

MM / DD / YYYY

Eric J. Taube

Printed name

Waller Lansden Dortch & Davis, LLP

Firm Name

100 Congress Avenue, 18th Floor

Number Street

Austin

City

TX

State

78701

ZIP Code

Contact phone (512) 685-6400Email address eric.taube@wallerlaw.com**19679350**

Bar number

TX

State

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

IN RE: Orly Genger

CASE NO

CHAPTER 7

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 7/12/2019

Signature is/ Orly Genger
Orly Genger

Date _____

Signature _____

Arie Genger
19111 Collins Ave.
Apt. 706
Sunny Isles, FL 33160

Eric Herschmann
210 Lavaca St., Unit 1903
Austin, TX 78701

Internal Revenue Service
P.O. Box 21126
Philadelphia, PA 19114

Kasowitz, Benson, Torres LLP
Attn: Daniel Benson, Esq.
1633 Broadway, 21st Floor
New York, NY 10019

Sagi Genger
c/o John Dellaportas
Emmt, Marvin & Martin, LLP
120 Broadway, 32nd Floor
New York, NY 10271

United States Trustee
903 San Jacinto, Ste. 230
Austin, TX 78701

Zeichner Ellman & Krause LLP
1211 Avenue of the Americas
40th Floor
New York, NY 10036

Exhibit B

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

INDEX NO. 651089/2010

NYSCEF DOC. NO. 1529

RECEIVED NYSCEF: 05/14/2019
UNASSIGNED

NYSCEF DOC. NO. 1

RECEIVED NYSCEF: 11/21/2019

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK-----X
ARIE GINGER and ORLY GINGER, in her individual
capacity and on behalf of THE ORLY GINGER
1993 TRUST,

Index No. 651089/10

Plaintiffs,

NOTICE OF APPEAL

- against -

SAGI GINGER, TPR INVESTMENT ASSOCIATES,
INC., DALIA GINGER, THE SAGI GINGER 1993
TRUST, ROCHELLE FANG, Individually and as
Trustee of THE SAGI GINGER 1993 TRUST,
GLENCOVA INVESTMENT CO., TR INVESTORS,
LLC, NEW TR EQUITY I, LLC, NEW TR EQUITY II,
LLC, JULES TRUMP, EDDIE TRUMP, MARK
HIRSCH, and TRANS-RESOURCES, INC.,

Defendants.

-----X
SAGI GINGER, individually and as assignee of
THE SAGI GINGER 1993 TRUST, and TPR
INVESTMENT ASSOCIATES, INC.,Cross-Claimants, Counterclaimants, and
Third Party Claimants,

- against -

ARIE GINGER, ORLY GINGER, GLENCOVA
INVESTMENT CO., TR INVESTORS, LLC, NEW TR
EQUITY I, LLC, NEW TR EQUITY II, LLC, JULES
TRUMP, EDDIE TRUMP, MARK HIRSCH,
TRANS-RESOURCES, INC., AND WILLIAM DOWD,Cross-Claim, Counterclaim, and/or
Third Party Defendants.-----X
GLENCOVA INVESTMENT CO., TR INVESTORS,
LLC, NEW TR EQUITY I, LLC, NEW TR EQUITY II,
LLC, JULES TRUMP, EDDIE TRUMP, MARK
HIRSCH, and TRANS-RESOURCES, INC.,Counterclaimants, Cross-Claimants, and
Third Party Plaintiffs,

- against -

ARIE GINGER, ORLY GINGER, SAGI GINGER,
TPR INVESTMENT ASSOCIATES, INC.,
THE SAGI GINGER 1993 TRUST, WILLIAM
DOWD, ARNOLD BROSER, DAVID BROSER,
and ONE OR MORE ENTITIES DIRECTED,
OWNED OR CONTROLLED BY ARNOLD
BROSER AND/OR DAVID BROSER,

Counterclaim, Cross-Claim, and/or
Third Party Defendants.

-----X

PLEASE TAKE NOTICE that defendant Dalia Genger ("Dalia") hereby appeals to the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, from (i) the decision and order of the Supreme Court, New York County (Jaffe, J.S.C.) (D.I. 1520), dated February 19, 2019, and entered by the Clerk of this Court on February 20, 2019 (the "Order"); (ii) the interim order dated and entered May 7, 2015 (D.I. 1279), holding in abeyance Dalia's motion to be substituted and for the Plaintiffs' Trump Group claim settlement funds to be paid into Court and ultimately to the Orly Trust pending the outcome of Orly Genger's petition in the Surrogate's Court to remove Dalia as trustee of the Orly Trust (Mot. Seq. No. 42), which interim order was made final by the Order, and (iii) any and all other prior non-final judgments and orders of the IAS Court and the Appellate Division in this action which necessarily affect the Order. A true and correct copy of the Order and the interim order, with notices of entry dated February 20, 2019, and March 5, 2019, are filed herewith.

Dated: March 22, 2019
New City, New York

/s/
Judith Bachman, Esq.
Attorney for Defendant-Appellant
Dalia Genger
365 South Main Street, 2nd Floor
New City, New York 10956
845-639-3210

TO: All counsel of record

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

INDEX NO. 651089/2010

FILED: NEW YORK COUNTY CLERK 02/20/2019 05:33 PM

RECEIVED NYSCEF: 02/20/2019

NYSCEF DOC. NO. 1521

RECEIVED NYSCEF: 02/20/2019

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----	X	
ARIE GINGER, <i>et al.</i> ,	:	
	:	Index No. 651089/2010
Plaintiffs,	:	
	:	Hon. Barbara Jaffe
v.	:	
	:	Mot. Seq. No. 42
SAGI GINGER, TPR INVESTMENT	:	
ASSOCIATES, INC., <i>et al.</i>	:	NOTICE OF ENTRY
	:	
Defendants.	:	
-----	X	

PLEASE TAKE NOTICE that attached hereto as Exhibit A is a true and correct copy of the Decision and Order in this action, dated February 19, 2019, duly entered in the Office of the Clerk of the County of New York on February 20, 2019 (NYSCEF Doc. No. 1520), denying in its entirety the motion of Dalia Genger to substitute herself as plaintiff and direct that the Trump Group settlement fund be paid into court.

Dated: New York, New York
February 20, 2019

KASOWITZ BENSON TORRES LLP

/s/ Michael Paul Bowen
Michael Paul Bowen
Andrew R. Kurland
1633 Broadway
New York, NY 10019

TO:
All Counsel of Record (via NYSCEF)

Judith Bachman, Esq.
254 S Main St, Suite 306
New City, NY 10956

Counsel for Dalia Genger

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK**

ARIE GINGER and ORLY GINGER, in her individual
capacity and on behalf of THE ORLY GINGER 1993 TRUST,

Plaintiffs,

- against -

SAGI GINGER, TPR INVESTMENT ASSOCIATES, INC.,
DALIA GINGER, THE SAGI GINGER 1993 TRUST,
ROCHELLE FANG, Individually and as Trustee of THE
SAGI GINGER 1993 TRUST, GLENCLOVA INVESTMENT
CO., TR INVESTORS, LLC, NEW TR EQUITY I, LLC,
NEW TR EQUITY II, LLC, JULES TRUMP, EDDIE TRUMP,
MARK HIRSCH, and TRANS-RESOURCES, INC.,

Defendants.

SAGI GINGER, individually and as assignee of THE SAGI
GINGER 1993 TRUST, and TPR INVESTMENT
ASSOCIATES, INC.,

Cross-Claimants, Counterclaimants, and
Third Party Claimants,

- against -

ARIE GINGER, ORLY GINGER, GLENCLOVA
INVESTMENT CO., TR INVESTORS, LLC, NEW TR
EQUITY I, LLC, NEW TR EQUITY II, LLC, JULES TRUMP,
EDDIE TRUMP, MARK HIRSCH, TRANS-RESOURCES,
INC., AND WILLIAM DOWD,

Cross-Claim, Counterclaim, and/or
Third Party Defendants.

INDEX NO. 651089/2010E

Hon. Barbara Jaffe

Part 12

NOTICE OF ENTRY

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

FILED: NEW YORK COUNTY CLERK 03/05/2019 10:59 AM

NYSCEF DOC. NO. 1524

INDEX NO. 651089/2010

INDEX NO. 651089/2010

RECEIVED NYSCEF: 05/14/2019

RECEIVED NYSCEF: 03/05/2019

GLENCLOVA INVESTMENT CO., TR INVESTORS, LLC,
NEW TR EQUITY I, LLC, NEW TR EQUITY II, LLC,
JULES TRUMP, EDDIE TRUMP, MARK HIRSCH, and
TRANS-RESOURCES, INC.,

Counterclaimants, Cross-Claimants, and
Third Party Plaintiffs,

- against -

ARIE GINGER, ORLY GINGER, SAGI GINGER, TPR
INVESTMENT ASSOCIATES, INC., THE SAGI GINGER
1993 TRUST, WILLIAM DOWD, ARNOLD BROSER,
DAVID BROSER, and ONE OR MORE ENTITIES
DIRECTED, OWNED OR CONTROLLED BY ARNOLD
BROSER AND/OR DAVID BROSER,

Counterclaim, Cross-Claim, and/or
Third Party Defendants.

PLEASE TAKE NOTICE that the attached is a true and correct copy of the Decision
and Order dated February 19, 2019, duly entered in the above-entitled action in the Office of the
Clerk of the Supreme Court, New York County on February 20, 2019 (NYSECF Doc. No. 1520).

Dated: New York, New York
March 5, 2019

SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP

By: /s/John Boyle
John Boyle
Four Times Square
New York, New York 10036
(212) 735-3000

*Attorneys for Trans-Resources, Glenclova
Investment Co., TR Investors, LLC, New TR
Equity I, LLC, New TR Equity II, LLC, Jules
Trump, Eddie Trump, and Mark Hirsch*

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

INDEX NO. 651089/2010

FILED: NEW YORK COUNTY CLERK 03/05/2019 10:59 AM

RECEIVED NYSCEF: 03/05/2019

NYSCEF DOC. NO. 1524

RECEIVED NYSCEF: 03/05/2019

To:

All Counsel of Record (via NYSCEF)

Judith Bachman, Esq.
254 S Main St, Suite 306
New City, NY 10956
Attorney for Dalia Genger

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: HON. BARBARA JAFFE

PART

IAS MOTION 12EFM

Justice.

INDEX NO. 651089/2010

ARIE GINGER, ORLY GINGER, ORLY GINGER
1993 TRUST,

MOTION DATE

Plaintiff,

MOTION SEQ. NO. 042

- v -

SAGI GINGER, TPR INVESTMENT ASSOCIATES,
et al.,

DECISION AND ORDER

Defendants.

The following e-filed documents, listed by NYSCEF document number (Motion 042) 1099-1108, 1137, 1140-1142, 1145, 1146, 1151, 1152, 1157, 1165, 1166, 1210-1247, 1275, 1279, 1391, 1408
were read on this motion to/for substitution/payment into court

In light of the dismissal of this action (*Genger v Genger*, 144 AD3d 581 [1st Dept 2016]),
this motion is now moot. Accordingly, it is hereby

ORDERED, that the motion of defendant Dalia Genger to substitute herself as plaintiff
and to direct that the Trump Group settlement fund be paid into court is denied in its entirety; it
is further

ORDERED, that the stay previously imposed is lifted; and it is further

ORDERED, that the Clerk of the Court mark this motion as disposed.

2/19/2019
DATE

CHECK ONE:

APPLICATION:

CHECK IF APPROPRIATE:

☐
☐
☐
☐

CASE DISPOSED

GRANTED

SETTLE ORDER

INCLUDES TRANSFER/REASSIGN

☒ DENIED

☒
☐
☐
☐

NON-FINAL DISPOSITION

GRANTED IN PART

SUBMIT ORDER

FIDUCIARY APPOINTMENT

☐ OTHER

☐ REFERENCE

SSIGS

BARBARA JAFFE, J.S.C.

HON. BARBARA JAFFE

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

FILED: NEW YORK COUNTY CLERK 05/07/2015 03:07 PM

INDEX NO. 651089/2010

RECEIVED NYSCEF: 05/14/2019

NYSCEF DOC. NO. 1279

RECEIVED NYSCEF: 05/07/2015

SUPREME COURT OF THE STATE OF NEW YORK -- NEW YORK COUNTY

PRESENT: Hon. BARBARA JAFFE

Justice

PART 12

ARIE GENDER and ORLY GENDER, in her individual capacity
and on behalf of THE ORLY GENDER 1993 TRUST,

Plaintiffs,

- v -

SAGI GENDER, TPR INVESTMENT ASSOCIATES, INC.,
DALIA GENDER, *et al.*,

Defendants.

INDEX NO. 651089/2010

MOTION DATE

MOTION SEQ. NO. 42

CALENDAR NO.

INTERIM ORDER

The following paper, numbered 1, was read on this motion.

Notice of Motion/ Order to Show Cause -- Affidavits -- Exhibits ...

Answer -- Affidavits -- Exhibits

Replying Affidavits

PAPERS NUMBERED

Cross-Motion: ☐ Yes ☐ No

Defendant Dalia Genger's motion for an order substituting her, as trustee, as plaintiff for Orly Genger's Trump Group claims, and for an order pursuant to CPLR 2701 directing that the Trump Group settlement fund be paid into Court is held in abeyance pending the Surrogate's Court's resolution of Orly Genger's petition to remove Dalia Genger as trustee of Orly Trust. (See *Genger v Genger*, interim order dated Apr. 1, 2015, index No. 113862/2010 [mot. seq. no. 2]).

J.S.C.

MOTION/CASE IS RESPECTFULLY REFERRED TO

JUSTICE

DATED:

Dated: 5/7/15

J.S. BARBARA JAFFE
J.S.C.

Check one: ☐ FINAL DISPOSITION ☐ NON-FINAL DISPOSITION

Check if appropriate: ☐ DO NOT POST ☐ REFERENCE

Supreme Court of the State of New York

Appellate Division: First Judicial Department

Informational Statement (Pursuant to 22 NYCRR 1250.3 [a]) - Civil

Case Title: Set forth the title of the case as it appears on the summons, notice of petition or order to shew cause by which the matter was or is to be commenced, or as amended.		For Court of Original Instance
Arie Genger and Orly Genger, in her individual capacity and on behalf of the Orly Genger 1993 Trust, Plaintiffs <p style="text-align: center;">- against -</p> Sagi Genger, TPR Investment Associates, Inc., Dalia Genger, The Sagi Genger Trust, Rochelle Fang, individually and as Trustee of the Sagi Genger 1993 Trust, Glencova Investment Co., TR Investors, LLC, New TR Equity I, LLC, New TR Equity II, LLC, Jules Trump, Eddie Trump, Mark Hirsch and Trans-Resources, Inc., Defendants.		<div style="border: 1px solid black; height: 40px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 40px;"></div>
Case Type	<input checked="" type="checkbox"/> Civil Action <input type="checkbox"/> CPLR article 75 Arbitration <input type="checkbox"/> CPLR article 78 Proceeding <input type="checkbox"/> Special Proceeding Other <input type="checkbox"/> Habeas Corpus Proceeding	Filing Type
<input checked="" type="checkbox"/> Appeal <input type="checkbox"/> Original Proceedings <input type="checkbox"/> CPLR Article 78 <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Labor Law 220 or 220-b <input type="checkbox"/> Public Officers Law § 36 <input type="checkbox"/> Real Property Tax Law § 1278		<input type="checkbox"/> Transferred Proceeding <input type="checkbox"/> CPLR Article 78 <input type="checkbox"/> Executive Law § 298 <input type="checkbox"/> CPLR 5704 Review
Nature of Suit: Check up to three of the following categories which best reflect the nature of the case.		
<input type="checkbox"/> Administrative Review	<input checked="" type="checkbox"/> Business Relationships	<input type="checkbox"/> Commercial
<input type="checkbox"/> Declaratory Judgment	<input type="checkbox"/> Domestic Relations	<input type="checkbox"/> Election Law
<input type="checkbox"/> Family Court	<input type="checkbox"/> Mortgage Foreclosure	<input type="checkbox"/> Miscellaneous
<input type="checkbox"/> Real Property (other than foreclosure)	<input type="checkbox"/> Statutory	<input type="checkbox"/> Taxation
		<input type="checkbox"/> Contracts
		<input checked="" type="checkbox"/> Estate Matters
		<input type="checkbox"/> Prisoner Discipline & Parole
		<input type="checkbox"/> Torts

Informational Statement - Civil

Appeal			
Paper Appealed From (Check one only):		If an appeal has been taken from more than one order or judgment by the filing of this notice of appeal, please indicate the below information for each such order or judgment appealed from on a separate sheet of paper.	
<input type="checkbox"/> Amended Decree	<input type="checkbox"/> Determination	<input type="checkbox"/> Order	<input type="checkbox"/> Resettled Order
<input type="checkbox"/> Amended Judgement	<input type="checkbox"/> Finding	<input type="checkbox"/> Order & Judgment	<input type="checkbox"/> Ruling
<input type="checkbox"/> Amended Order	<input type="checkbox"/> Interlocutory Decree	<input type="checkbox"/> Partial Decree	<input type="checkbox"/> Other (specify):
<input checked="" type="checkbox"/> Decision	<input type="checkbox"/> Interlocutory Judgment	<input type="checkbox"/> Resettled Decree	
<input type="checkbox"/> Decree	<input type="checkbox"/> Judgment	<input type="checkbox"/> Resettled Judgment	
Court: Supreme Court		County: New York	
Dated: 02/19/2019		Entered: February 20, 2019	
Judge (name in full): Hon. Barbara Jaffe		Index No.: 651089/10	
Stage: <input type="checkbox"/> Interlocutory <input checked="" type="checkbox"/> Final <input type="checkbox"/> Post-Final		Trial: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: <input type="checkbox"/> Jury <input type="checkbox"/> Non-Jury	
Prior Unperfected Appeal and Related Case Information			
Are any appeals arising in the same action or proceeding currently pending in the court? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, please set forth the Appellate Division Case Number assigned to each such appeal.			
Where appropriate, indicate whether there is any related action or proceeding now in any court of this or any other jurisdiction, and if so, the status of the case: Dalia Genger v. Arie Genger, 113882/10 (Sup. Ct. New York County) (stayed) Sagi Genger v. Orly Genger, 17-CV-8181 (S.D.N.Y.) (post-judgment) In the Matter of the Application of Orly Genger, for the removal of Dalia Genger as Trustee of the Orly Genger Trust 0017/08 (Surr. Ct. New York) (pending)			
Original Proceeding			
Commenced by: <input type="checkbox"/> Order to Show Cause <input type="checkbox"/> Notice of Petition <input type="checkbox"/> Writ of Habeas Corpus			Date Filed:
Statute authorizing commencement of proceeding in the Appellate Division:			
Proceeding Transferred Pursuant to CPLR 7804(g)			
Court: Choose Court		County: Choose County	
Judge (name in full):		Order of Transfer Date:	
CPLR 5704 Review of Ex Parte Order:			
Court: Choose Court		County: Choose County	
Judge (name in full):		Dated:	
Description of Appeal, Proceeding or Application and Statement of Issues			
Description: If an appeal, briefly describe the paper appealed from. If the appeal is from an order, specify the relief requested and whether the motion was granted or denied. If an original proceeding commenced in this court or transferred pursuant to CPLR 7804(g), briefly describe the object of proceeding. If an application under CPLR 5704, briefly describe the nature of the ex parte order to be reviewed.			
<small> Dalia Genger, as trustee, by her motion sought an order substituting herself as Plaintiff on Orly Genger's Trump Group claims, and for an order pursuant to CPLR 2701 directing that the Trump Group settlement fund be paid into Court and ultimately to the Orly Trust. On November 25, 2014, the IAS Court dismissed Plaintiff's Trump Group claims pursuant to a settlement agreement, and the IAS Court severed the cross-claims, counterclaims and third-party claims. On May 7, 2015, the IAS Court held in abeyance Dalia's motion to be substituted and for the Plaintiff's Trump Group claim settlement funds to be paid into Court and ultimately to the Orly Trust pending the outcome of Orly Genger's petition in the Surrogate's Court to remove Dalia as trustee of the Orly Trust. Such matter is still pending in the Surrogate's Court. On November 29, 2016, the Appellate Division, First Department, affirmed the dismissal of Plaintiff's Trump Group claims pursuant to a settlement agreement by the IAS Court of the Complaint. On February 19, 2019 (entered on February 20, 2019), the IAS Court denied Dalia's motion to be substituted and for the Plaintiff's Trump Group claim settlement funds to be paid into Court and ultimately to the Orly Trust as moot on the grounds that the Appellate Division, First Department affirmed the dismissal of the action. </small>			

Informational Statement - Civil

Appeal			
Paper Appealed From (Check one only):		If an appeal has been taken from more than one order or judgment by the filing of this notice of appeal, please indicate the below information for each such order or judgment appealed from on a separate sheet of paper.	
<input type="checkbox"/> Amended Decree	<input type="checkbox"/> Determination	<input checked="" type="checkbox"/> Order	<input type="checkbox"/> Resettled Order
<input type="checkbox"/> Amended Judgment	<input type="checkbox"/> Finding	<input type="checkbox"/> Order & Judgment	<input type="checkbox"/> Ruling
<input type="checkbox"/> Amended Order	<input type="checkbox"/> Interlocutory Decree	<input type="checkbox"/> Partial Decree	<input type="checkbox"/> Other (specify):
<input type="checkbox"/> Decision	<input type="checkbox"/> Interlocutory Judgment	<input type="checkbox"/> Resettled Decree	
<input type="checkbox"/> Decree	<input type="checkbox"/> Judgment	<input type="checkbox"/> Resettled Judgment	
Court: <u>Supreme Court</u> <input checked="" type="checkbox"/>		County: <u>New York</u> <input checked="" type="checkbox"/>	
Dated: 03/22/2019 <u>May 7, 2015</u>		Entered: <u>May 7, 2015</u>	
Judge (name in full): <u>Hon. Barbara Jaffe</u>		Index No.: <u>651089/10</u>	
Stage: <input checked="" type="checkbox"/> Interlocutory <input type="checkbox"/> Final <input type="checkbox"/> Post-Final		Trial: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: <input type="checkbox"/> Jury <input type="checkbox"/> Non-Jury	
Prior Unperfected Appeal and Related Case Information			
Are any appeals arising in the same action or proceeding currently pending in the court? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If Yes, please set forth the Appellate Division Case Number assigned to each such appeal.			
Where appropriate, indicate whether there is any related action or proceeding now in any court of this or any other jurisdiction, and if so, the status of the case: <u>Dalia Genger v. Arie Genger, 113862/10 (Sup. Ct. New York County) (stayed)</u> <u>Sagi Genger v. Orly Genger, 17-CV-8181 (S.D.N.Y.) (post judgment)</u> <u>In the Matter of the Application of Orly Genger, for the removal of Dalia Genger as Trustee of the Orly Genger Trust 0017/08 (Surr. Ct. New York) (pending)</u>			
Original Proceeding			
Commenced by: <input type="checkbox"/> Order to Show Cause <input type="checkbox"/> Notice of Petition <input type="checkbox"/> Writ of Habeas Corpus			Date Filed:
Statute authorizing commencement of proceeding in the Appellate Division:			
Proceeding Transferred Pursuant to CPLR 7804(g)			
Court: <u>Choose Court</u>		County: <u>Choose County</u>	
Judge (name in full):		Order of Transfer Date:	
CPLR 5704 Review of Ex Parte Order:			
Court: <u>Choose Court</u>		County: <u>Choose County</u>	
Judge (name in full):		Dated:	
Description of Appeal, Proceeding or Application and Statement of Issues			
Description: If an appeal, briefly describe the paper appealed from. If the appeal is from an order, specify the relief requested and whether the motion was granted or denied. If an original proceeding commenced in this court or transferred pursuant to CPLR 7804(g), briefly describe the object of proceeding. If an application under CPLR 5704, briefly describe the nature of the ex parte order to be reviewed.			
<small>Dalia Genger, as Trustee, by her motion sought an order establishing herself as Plaintiff on Orly Genger's "Trump Group" claims, and for an order pursuant to CPLR 7801 directing that the Trump Group settlement fund be paid into Court and ultimately to the Orly Trust. On November 25, 2014, the US Court granted Plaintiff's "Trump Group" claims pursuant to a settlement agreement, and the US Court reversed the cross-claims, counterclaims and third party claims. On May 7, 2015, the US Court held in <i>Shayara Dalia</i> "a motion to be substituted and for the Plaintiff's" "Trump Group" claims settlement fund to be paid into Court and ultimately to the Orly Trust pending the outcome of Orly Genger's "a petition in the Surrogate's" "Court to remove Dalia as Trustee of the Orly Trust. Such motion is still pending in the Surrogate's" "Court. On November 23, 2015, the Appellate Division, First Department, affirmed the dismissal of Plaintiff's "Trump Group" claims pursuant to a settlement agreement by the US Court of the County of New York. On January 19, 2016 (entered on February 20, 2016), the US Court denied Dalia's "a motion to be substituted and for the Plaintiff's" "Trump Group" claim settlement fund to be paid into Court and ultimately to the Orly Trust on the grounds that the Appellate Division, First Department affirmed the dismissal of the motion.</small>			

Informational Statement - Civil

Issues: Specify the issues proposed to be raised on the appeal, proceeding, or application for CPLR 5704 review, the grounds for reversal, or modification to be advanced and the specific relief sought on appeal.

The IAS Court decision was erroneous because neither the IAS Court nor the Appellate Division, First Department ever decided that branch of Dalia's motion for the Plaintiffs' Trump Group claim settlement funds to be paid into Court and ultimately to the Orly Trust. These funds rightfully belong to the Orly Trust.

Party Information

Instructions: Fill in the name of each party to the action or proceeding, one name per line. If this form is to be filed for an appeal, indicate the status of the party in the court of original instance and his, her, or its status in this court, if any. If this form is to be filed for a proceeding commenced in this court, fill in only the party's name and his, her, or its status in this court.

No.	Party Name	Original Status	Appellate Division Status
1	Arie Genger	Plaintiff	Respondent
2	Orly Genger	Plaintiff	Respondent
3	Dalia Genger	Defendant	Appellant
4	Sagi Genger, individually and on behalf of the Sagi Genger 1993 Trust	Defendant	Respondent
5	TPR Investment Associates, Inc.	Defendant	Respondent
6	Glencova Investment Co.	Defendant	Respondent
7	TR Investors, LLC	Defendant	Respondent
8	New TR Equity I, LLC	Defendant	Respondent
9	New TR Equity II, LLC	Defendant	Respondent
10	Jules Trump	Defendant	Respondent
11	Eddie Trump	Defendant	Respondent
12	Mark Hirsch	Defendant	Respondent
13	Trans-Resources, Inc.	Defendant	Respondent
14			
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Informational Statement - Civil

FILED: NEW YORK COUNTY CLERK 03/22/2019 04:47 PM

INDEX NO. 651089/2010

NYSCEF DOC. NO. 1529

RECEIVED NYSCEF: 05/14/2019

Attorney Information

Instructions: Fill in the names of the attorneys or firms for the respective parties. If this form is to be filed with the notice of petition or order to show cause by which a special proceeding is to be commenced in the Appellate Division, only the name of the attorney for the petitioner need be provided. In the event that a litigant represents herself or himself, the box marked "Pro Se" must be checked and the appropriate information for that litigant must be supplied in the spaces provided.

Attorney/Firm Name: Judith Bachman, The Bachman Law Firm PLLC

Address: 365 S. Main Street, 2nd Fl

City: New City

State: NY

Zip: 10956

Telephone No: 845-639-3210

E-mail Address: judith@thebachmanlawfirm.com

Attorney Type: ☒ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above): 3

Attorney/Firm Name: Michael Bowen, Kasowitz Benson Torres LLP

Address: 1633 Broadway

City: New York

State: NY

Zip: 10019

Telephone No: 212-506-1700

E-mail Address: mbowen@kasowitz.com

Attorney Type: ☒ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above): 1, 2

Attorney/Firm Name: John Dellaportas, Kelley Drye & Moore LLP

Address: 101 Park Avenue

City: New York

State: NY

Zip: 10178

Telephone No: 212-808-7800

E-mail Address: jdellaportas@kelleydrye.com

Attorney Type: ☒ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above): 4, 5

Attorney/Firm Name: John Boyle, Skadden Arps Slate Meagher and Flom LLP

Address: Four Times Square

City: New York

State: NY

Zip: 10036

Telephone No: 212-735-3000

E-mail Address: john.boyle@skadden.com

Attorney Type: ☒ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above): 6 - 13

Attorney/Firm Name:

Address:

City:

State:

Zip:

Telephone No:

E-mail Address:

Attorney Type: ☐ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above):

Attorney/Firm Name:

Address:

City:

State:

Zip:

Telephone No:

E-mail Address:

Attorney Type: ☐ Retained ☐ Assigned ☐ Government ☐ Pro Se ☐ Pro Hac Vice

Party or Parties Represented (set forth party number(s) from table above):

Informational Statement - Civil